IAP4 Rec'd PCT/PTO 2 2 DFC 2009

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE (REV. 7-2005)

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

ATTORNEY'S DOCKET NUMBER

FR920030026US1

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

| (| CON | ONCERNING A SUBMISSION UNDER 35 L | J.S.C. 371 | 10/562020 | | | | | | | | |
|-------|-------------|---|---|---------------------------------------|--|--|--|--|--|--|--|--|
| NTE | | NATIONAL APPLICATION NO. INTERNATIONAL FILING | | PRIORITY DATE CLAIMED | | | | | | | | |
| | | PCT/EP2004/050721 6 May 20 | 04 | 30 June 2003 | | | | | | | | |
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| pplic | cant h | ant herewith submits to the United States Designated/Elected Office | e (DO/EO/US) the fo | ollowing items and other information: | | | | | | | | |
| 1. | \boxtimes | ☐ This is a FIRST submission of items concerning a submission | This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. | | | | | | | | | |
| 2. | | ☐ This is a SECOND or SUBSEQUENT submission of items of | oncerning a submiss | sion under 35 U.S.C. 371. | | | | | | | | |
| 3. | Ø | This is an express request to begin national examination pro (9) and (24) indicated below. | This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), | | | | | | | | | |
| 4. | | ☐ The US has been elected (Article 31). | | | | | | | | | | |
| 5. | \boxtimes | A copy of the International Application as filed (35 U.S.C. 37 | | | | | | | | | | |
| | | a. 🛛 is attached hereto (required only if not communica | ed by the Internation | nal Bureau). | | | | | | | | |
| | | b. has been communicated by the International Burea | ıu. | | | | | | | | | |
| | | c. $\ \square$ is not required, as the application was filed in the U | Inited States Receivi | ing Office (RO/US). | | | | | | | | |
| 6. | \boxtimes | $oxed{\boxtimes}$ An English language translation of the International Applicat | on as filed (35 U.S.C | C. 371(c)(2)). | | | | | | | | |
| | | a. 🛛 is attached hereto. | | | | | | | | | | |
| | | b. \square has been previously submitted under 35 U.S.C. 15 | 4(d)(4). | · | | | | | | | | |
| 7. | \boxtimes | 🛮 Amendments to the claims of the International Application un | nder PCT Article 19 (| (35 U.S.C. 371 (c)(3)) | | | | | | | | |
| | | a. 🗵 are attached hereto (required only if not communicated by the International Bureau). | | | | | | | | | | |
| | | b. have been communicated by the International Bureau. | | | | | | | | | | |
| | | c. \square have not been made; however, the time limit for making such amendments has NOT expired. | | | | | | | | | | |
| | | d. \Box have not been made and will not be made. | d. \square have not been made and will not be made. | | | | | | | | | |
| 8. | | An English language translation of the amendments to the c | An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). | | | | | | | | | |
| 9. | \boxtimes | | An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). | | | | | | | | | |
| 10. | | An English language translation of the annexes to the Intern Article 36 (35 U.S.C. 371 (c)(5)). | An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). | | | | | | | | | |
| 11. | \boxtimes | A copy of the International Preliminary Examination Report (| PCT/IPEA/409). | | | | | | | | | |
| 12. | \boxtimes | A copy of the International Search Report (PCT/ISA/210). | | | | | | | | | | |
| It | ems 1 | ns 13 to 23 below concern document(s) or information includ | ed: | | | | | | | | | |
| 13. | | ☐ An Information Disclosure Statement under 37 CFR 1.97 ar | d 1.98. | | | | | | | | | |
| 14. | | An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. | | | | | | | | | | |
| 15. | Ø | A FIRST preliminary amendment. | | | | | | | | | | |
| 16. | | A SECOND or SUBSEQUENT preliminary amendment. | | | | | | | | | | |
| 17. | | A substitute specification. | | | | | | | | | | |
| 18. | | A power of attorney and/or change of address letter. | | | | | | | | | | |
| 19. | | | A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. | | | | | | | | | |
| 20. | | A second copy of the published International Application under 35 U.S.C. 154(d)(4). | | | | | | | | | | |
| 21. | № | ra | ernational Application | n under 35 U.S.C. 154(d)(4). | | | | | | | | |
| 22. | \boxtimes | Express Mail Label No. EV705706443US | | | | | | | | | | |

U.S. APPLICATION NO (if known, see 37 CFR 1.5) **10/562020**

INTERNATIONAL APPLICATION NO.

ATTORNEY'S DOCKET NUMBER

PCT/EP2004/050721

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23. Other items or information:

Return Receipt Postcards (2)

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| | g fees have been : | | : | | ¢ 3 | 00 \$ | \$300.00 | PTO USE |
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| If the written opin by IPEA/U Search fee (37 C as an Inter International Sea previously | fee (37 CFR 1.49; nionof the ISA/US of S indicates all clair FR 1.445(a)(2)) ha national Searching arch Report prepare communicated to | 00 00 00 | \$500.00 | | | | | |
| | L OF 24, 25 and | | | | | \$ | \$1,000.00 | |
| Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | | | | |
| Total Sheets | Extra Sheets | 1 | per of each additional 50 of thereof (round up to a wi | | RATE | | | |
| - 100 = | 0 /50 = | | 0 | | × \$250.00 | \$ | \$0.00 | |
| | Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). | | | | | | | |
| CLAIMS | NUMBER F | NUMBER FILED NUMBER EXTRA | | | RATE | | | |
| Total claims | 20 | - 20 = | 0 | х | \$50.00 | \$ | \$0.00 | |
| Independent clai | ms 3 | - 3= | 0 | x | \$200.00 | \$ | \$0.00 | |
| MULTIPLE DEP | ENDENT CLAIMS | (if applica | ble) | + | \$360.00 | \$ | \$0.00 | |
| | | TO | OTAL OF ABOVE C | ALC | ULATIONS | s = s | \$1,000.00 | |
| Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | | | | | | \$0.00 | |
| SUBTOTAL = | | | | | | | \$1,000.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). | | | | | | | \$0.00 | |
| TOTAL NATIONAL FEE = | | | | | | | \$1,000.00 | |
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REGISTRATION NUMBER December 22, 2005

DATE

PTO-1390 (Rev. 07-2005)
Approved for use through 3/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. to cover the apply feet is enclosed. a. A check in the amount of \$ 22 DEC 2009 Please charge my Deposit Account No. 09-0469 (IBM) in the amount of \$ \$1,000.00 to cover the above fees. \boxtimes A duplicate copy of this sheet is enclosed. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment C. to Deposit Account No. 09-0469 (IBM) . A duplicate copy of this sheet is enclosed. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card d. 🔲 information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status. SEND ALL CORRESPONDENCE TO: **SIGNATURE** John W. LaBatt Reg. No. 48,301 John W. LaBatt Hoffman, Warnick & D'Alesssandro LLC NAME 75 State Street, 14th Floor Albany, New York 12207 48,301

Telephone: 518-449-0044

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| CERTIFICATE OF | Docket No. | | | |
| Applicant(s): Aubert e | | | FR920030026US1 | |
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| Filing Under 35 U.S. | C. 371 and corresponding | paperwork | | |
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| CFR 1.10 in an enve | elope addressed to: Com | missioner for Patents, P.O. Box 1450 | , Alexandria, VA | 22313-1450 on |
| | December 22, 2005 | | | |
| | (Date) | | | |
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